

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

NATALIE CAVIN, an individual,

Plaintiff,

v.

VALIANT GLOBAL DEFENSE SERVICES,
INC., a Delaware corporation, formerly known as
CUBIC GLOBAL DEFENSE, INC.,

Defendant.

NO. 3:20-cv-05132
(Superior Court of the State of
Washington County of Pierce
No. 20-2-04716-9)

NOTICE OF REMOVAL OF ACTION
FROM STATE COURT

TO: The United States District Court for the Western District of Washington at Tacoma

PLEASE TAKE NOTICE THAT, pursuant to 28 U. S. C. § 1441(a), Defendant hereby removes this action from the Superior Court of the State of Washington, County of Pierce, to the United States District Court for the Western District of Washington at Tacoma on the grounds set forth below:

1. On February 5, 2020, plaintiff filed the above-captioned action against Defendant in

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CHRISTIE LAW GROUP, PLLC
2100 WESTLAKE AVENUE N., SUITE 206
SEATTLE, WA 98109
206-957-9669

1 the Superior Court of the State of Washington, County of Pierce. Subsequently, defendant was
2 served with a copy of the Summons, Order Assigning Case to Judicial Department and Setting
3 Review Hearing Date, and the Complaint for Damages on February 10, 2020, which are attached
4 hereto as Exhibit A.

5 2. This Notice is being filed within 30 days of defendants' initial receipt of plaintiff's
6 Complaint, and thus is timely filed pursuant to 28 U. S. C. § 1446(b).

7 3. Pursuant to 28 U. S. C. § 1446(b)(2)(A), the defendant consents to the removal of
8 this case to the United States District Court.

9 4. Removal to the United States District Court for the Western District of Washington
10 at Tacoma is proper pursuant to 28 U. S. C. § 128(b) and LCR 3(d) because it is the judicial district
11 embracing Pierce County, which is the place where this action is pending and defendant does
12 business, and because the events alleged to have given rise to the claims occurred in Pierce County.

13 5. This is a civil action alleging deprivation of the plaintiff's federal rights in violation
14 of the Americans with Disabilities Act, 42 U. S. C. § 12101 *et seq.*, the Family and Medical Leave
15 Act, 29 U. S. C. § 2601, *et seq.*, the Rehabilitation Act of 1973, 29 U. S. C. § 701 *et seq.*, and Title
16 VII of the Civil Rights Act, 42 U. S. C. § 2000e *et seq.*

17 6. Removal of this action is proper under 28 U.S.C. § 1441(a), which provides as
18 follows:

19 Except as otherwise expressly provided by Act of Congress, any
20 civil action brought in a State court of which the district courts of
21 the United States have original jurisdiction, may be removed by the
defendant or the defendants, to the district court of the United States
for the district and division embracing the place where such action

1 is pending.

2 7. This Court has original jurisdiction pursuant to 28 U. S. C. §§ 1331 and 1332
3 because this action includes claims arising under the laws of the United States.

4 8. Pursuant to 28 U. S. C. § 1331, this Court “shall have original jurisdiction of all
5 civil actions arising under the Constitution, laws, or treaties of the United States.” Because this
6 Court has original jurisdiction over plaintiff’s claims, this action is removable pursuant to 28 U.
7 S. C. § 1441(a).

8 9. Plaintiff has also asserted state law claims under the Washington Law Against
9 Discrimination, RCW 49.60 *et seq.* Defendant requests that all claims be removed from the
10 Superior Court of the State of Washington, County of Pierce, and that this Court exercise
11 supplemental jurisdiction over these claims pursuant to 28 U. S. C. §§ 1367(a) and 1441(c).

12 10. The defendant will promptly file a copy of this Notice in the Superior Court of the
13 State of Washington, County of Pierce, and will serve a copy of same on the plaintiff in accordance
14 with 28 U. S. C. 1446(d).

15 WHEREFORE, the defendant gives notice that the above-captioned action commenced
16 against it in the Superior Court of the State of Washington, County of Pierce, has been removed to
17 this Court.

18 DATED this 14th day of February, 2020.
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CHRISTIE LAW GROUP, PLLC

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2
3 By /s/ Thomas P. Miller
4 THOMAS P. MILLER, WSBA #34473
5 Attorneys for Defendant
6 2100 Westlake Ave. N., Suite 206
7 Seattle, WA 98109
8 Telephone: 206-957-9669
9 Fax: 206-352-7875
10 Email: bob@christielawgroup.com
11 tom@christielawgroup.com
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CHRISTIE LAW GROUP, PLLC
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SEATTLE, WA 98109
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CERTIFICATE OF SERVICE

I hereby certify that on February 14, 2020, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

David C. Martin, WSBA #38325
MBE Law Group, PLLC
1001 Fourth Ave., Suite 3200
Seattle, WA 98154
Email: dmartin@mbelg.com
Attorney for Plaintiff

CHRISTIE LAW GROUP, PLLC

By /s/ Thomas P. Miller
THOMAS P. MILLER, WSBA #34473
Attorney for Defendant
2100 Westlake Avenue N., Suite 206
Seattle, WA 98109
Telephone: 206-957-9669
Email: tom@christielawgroup.com